IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.620 OF 2005

M/s.Ruchi Soya Industries Ltd. Petitioner

versus

Deputy Director of Enforcement
Mumbai and others Respondents

Mr.Jivan Ghoge i/by M.Nedumpara for petitioner.

Mr.D.A.Dubey with Y.R.Mishra for respondents 1 to 4.

Mr.Devendra Deshmukh i/by Udvadia & Udeshi for respondent no.5.

CORAM : H.L.GOKHALE AND
S.C.DHARMADHIKARI, JJ.

DATE : 07th April 2005

PC :

1. Heard Mr.Ghoge appearing for petitioner, Mr.Dubey for respondents 1, 2 and 3 and Ms.Shastri for respondent no.4.

2. Petitioner is aggrieved by the notice dated 11th February 2005 issued by the District Collector, Mumbai attaching the property and putting for auction sale. This is in view of the order passed by the Enforcement Directorate. An

appeal is available to the petitioner under the Foreign Exchange Regulation Act to the Appellate Tribunal for Foreign Exchange. An appeal has been filed as also application for stay. The proper course will be that until that application for stay is heard and decided, no coercive measures ought to be taken. We have already granted an ad-interim order. We dispose off this petition by directing that no coercive measures be taken until the application for interim relief is considered and decided by the Appellate Authority. Petition stands disposed off.

(H.L.GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)